

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

7 JUSTIN LAFFERTY,  
8 Plaintiff,  
9 v.  
10 JAMES DZURENDA et al.,  
11 Defendants.  
12

2:17-cv-01093-JAD-VCF

## ORDER

## I. DISCUSSION

14 According to the Nevada Department of Corrections (“NDOC”) inmate database,  
15 Plaintiff is no longer incarcerated. However, Plaintiff has not filed an updated address with this  
16 Court. The Court notes that pursuant to Nevada Local Rule of Practice IA 3-1, a “pro se party  
17 must immediately file with the court written notification of any change of mailing address, email  
18 address, telephone number, or facsimile number. The notification must include proof of service  
19 on each opposing party or the party’s attorney. Failure to comply with this rule may result in  
20 the dismissal of the action, entry of default judgment, or other sanctions as deemed  
21 appropriate by the court.” Nev. Loc. R. IA 3-1. This Court grants Plaintiff thirty (30) days from  
22 the date of entry of this order to file his updated address with this Court. If Plaintiff does not  
23 update the Court with his current address within thirty (30) days from the date of entry of this  
24 order, the Court will dismiss this action without prejudice.

25 Additionally, the Court denies the application to proceed *in forma pauperis* for prisoners  
26 (ECF No. 3) as moot because Plaintiff is no longer incarcerated. The Court now directs  
27 Plaintiff to file an application to proceed *in forma pauperis* by a non-prisoner within thirty (30)  
28 days from the date of this order or pay the full filing fee of \$400.

1      **II. CONCLUSION**

2      For the foregoing reasons, IT IS ORDERED that Plaintiff shall file his updated address  
3      with the Court within **thirty (30) days** from the date of this order.

4      IT IS FURTHER ORDERED that Plaintiff's application to proceed *in forma pauperis* for  
5      prisoners (ECF No. 3) is DENIED as moot.

6      IT IS FURTHER ORDERED that the Clerk of the Court SHALL SEND Plaintiff the  
7      approved form application to proceed *in forma pauperis* by a non-prisoner, as well as the  
8      document entitled information and instructions for filing an *in forma pauperis* application.

9      IT IS FURTHER ORDERED that within **thirty (30) days** from the date of this order,  
10     Plaintiff shall either: (1) file a fully complete application to proceed *in forma pauperis* for non-  
11     prisoners; or (2) pay the full filing fee of \$400.

12     IT IS FURTHER ORDERED that, if Plaintiff fails to timely comply with this order, the  
13     Court shall dismiss this case without prejudice.

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15     DATED: This 22<sup>nd</sup> day of March, 2018.

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18     United States Magistrate Judge  
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